GOVERNMENT OF MYSORE.

LABOUR AND MUNICIPAL ADMINISTRATION DEPARTMENT, (LABOUR).

Labour Dispute :—Industrial Dispute between the Workmen and the Management of Prabhat Tile Works, Ganjimut Post, South Kanara District.

Award of the Labour Court, Bangalore—published.

Read the following papers :—

1. Letter No. 66-67, dated 24th November 1966, from Shri P. T. Kadkol Presiding Officer, Labour Court, Bangalore.

BEFORE THE PRESIDING OFFICER, LABOUR COURT, BANGALORE.

Dated this 24th day of November 1966.

Present

Sri P. T. KADKOL, B.Sc., LL-B., ... Presiding Officer.

Reference No. 76 of 1966.

Workmen represented by the Secretary, South Kanara Tile Workers Union, Bolar, Mangalore. ... *I Party.*

and

The Management of Prabhat Tile Works, Ganjimut Post, South Kanara District. ... *II Party.*

Reference:

(Government Order No. LMA 241 LLD 66, dated 23rd June 1966.)

AWARD

The Government of Mysore being of opinion that an industrial dispute exists between the workmen and the management of M/s. Prabhat Tile Works, Ganjimut Post, South Kanara District have referred it to this court for adjudication under Section 10 (1) (c) of the Industrial Disputes Act, 1947, by their Order No. LMA 241 LLD 66, dated 23rd June 1966, setting out the following points of dispute for adjudication.

"Whether the dismissal of 15 workmen *viz.*, 1. Mundappa 2 Mundappa Poojary 3. Somappa 4 Chenna 5. Jarappa Moolya, 6 Rukmayya Poojary 7. Leela 8. Poovappa Poojary, 9 Giriappa Poojary 10. Koraga 11. Muthu 12. Gurava 13 Venkamma 14. Chennappa Poojary and 15. Parameshwara ordered by the management of

M/s. Prabhath Tile Works at Ganjimut in South Kanara District is justified and if not whether they are not entitled to reinstatement with back wages and continuity of service? "

2. The cause of the aggrieved workmen has been sponsored by the South Kanara Tile Workers' Union, Mangalore, which is a registered trade union. This Union as representing the workmen is the first party and the Management of M/s. Prabhath Tile Works is the second party in this proceeding. The Union is represented before me by Mr. Srinivas and the second party is represented by Mr. Takaram S. Pai, Advocate.

3. In response to the notices issued by this court the Union has filed its statement of claims dated 25th July 1966 and the Management has filed its statement of objections dated 14th September 1966. On the basis of these pleadings several issues were framed and set down for hearing by me on 15th September 1966 (*Vide* Order Sheet).

4. On 19th November 1966 when the case came on for hearing at Mangalore Camp both parties put in a joint memorandum of settlement stating that the dispute has been settled between them as per terms contained therein and an award be made in terms thereof. The Joint Memorandum of settlement has been marked Ex.A. It is seen from Ex.A that the second party has agreed to pay compensation to the said fifteen workmen as detailed therein and the 1st party has accepted the said payment. On going through the pleadings and the statement of the case made by the representative of the parties, I am of opinion that the settlement as contained in Ex.A. is fair, reasonable and is conducive to industrial peace. I accept the settlement and proceed to make an Award as under:—

AWARD.

Reference is accepted. An award is made between the parties as per terms contained in Ex. A. which should be appended to this Award and be deemed as forming part thereof. Parties do bear their own costs.

(Sd) P T. KADKOL,
Presiding Officer,
Labour Court, Bangalore.

IN THE COURT OF THE PRESIDING OFFICER, LABOUR COURT, BANGALORE.

Reference No. 76 of 1966.

Between:

Workmen of Prabhath Tiles, Ganjimutt. } *I Party.*

and

Management of Prabhath Tiles, Ganjimutt. ... } *II Party.*

Joint Memo

The Parties abovenamed submit as follows:—

1. The I Party agrees not to press the claim for reinstatement and back wages for the 15 workmen specified in the order of reference.

2. The II Party agrees to pay compensation to the said 15 workmen as follows.—

			Rs.
1.	Mundappa	...	150
2.	Mundappa	...	125
3.	Somappa	...	150
4.	Chenna	...	150
5.	Jarappa Moolya	...	150
6.	Rukmayya Poojary	...	150
7.	Leela	...	125
8.	Poovappa Poojary	...	150
9.	Giriyappa	...	150
10.	Koragu	...	150
11.	Muthu	...	115
12.	Guruva	...	125
13.	Venkamma	...	125
14.	Chennappa	...	150
15.	Parameshwara	...	150

3. The II Party will pay the abovesaid amounts on or before 19th January 1967.

4. The II Party agrees to provide one extra worker for loading tiles in the 4 new kilns from the old racks. No extra worker will be provided for unloading the old or the new kilns nor for loading new kilns from the new racks.

5. The Parties will bear their own costs.

Pray, therefore, for an Award in the terms abovesaid.

Mangalore
19th November 1966

Sd/. Srinivas.
I Party

Sd/. K Vasanthkumar.
Sd/ Tukarampai.
II Party

Filed, Recorded and Marked A.
Id: PTK
19/11/66.

In the Labour Court, Bangalore-1.
Ref/Appn. No. 76/66

Exhibit. A.
Date 19-11-1966.
Produced by Both Parties.
Initials of P. O.

"COPY"

P. T. KADKOL,
Presiding Officer,
Labour Court, Bangalore.

ORDER.

Bangalore, dated 28th November 1966.

S. O 5910 —WHEREAS by State Government Order No. PLM 241, LLD 66 dated 23rd June 1966, the industrial dispute between the Workmen and the Management of Prabhat Tile Works, Ganjimut Post, South Kanara District was referred to the Labour Court, Bangalore for adjudication.

AND WHEREAS the Labour Court has submitted to the State Government, its award in respect of the said Industrial Dispute;

NOW, THEREFORE, in exercise of the powers conferred by Section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947), the Government of Mysore are pleased to direct the publication of the said award as above, in the *Mysore Gazette.*

[No. LMA 241 LLD 66.]

By Order and in the name of the Governor of Mysore,

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G. G. PUROHIT, *Under Secy.*